

1 HONORABLE FRED VAN SICKLE
2

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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

MENCIANA B. MEIPPEN, Personal
Representative of the Estate of Benites
S. Sichiro, Deceased,

Plaintiff(s),

vs.

SPOKANE COUNTY, a Municipal
Corporation; SPOKANE COUNTY
SHERIFF'S OFFICE, a Division of
Spokane County; MARK K. STERK,
Former Sheriff of Spokane County and
JANE DOE STERK, his wife; SHARON
M. DUNPHY and JOHN DOE
DUNPHY, her husband; STEPHEN L.
LONG and JANE DOE LONG, his wife;
EDWARD J. PETRIE and JANE DOE
PETRIE, his wife; DAVID L. HATTON
and JANE DOE HATTON, his wife;

Case No. 2:07-cv-00220-FVS

PERMANENT PROTECTIVE
ORDER

PERMANENT PROTECTIVE ORDER
page 1

Evans, Craven & Lackie, P.S.
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1 WAYNE D. MAUER and JANE DOE
2 MAUER, his wife; THEODORE R.
3 TOFSRUD and JANE DOE TOFSRUD,
4 his wife; GAIL J. BASS and JANE DOE
5 BASS, his wife; TIM
6 CHRISTOPHERSON and JANE DOE
7 CHRISTOPHERSON, his wife; JOHN
8 C. ELAM and JANE DOE ELAM, his
9 wife; MICHAEL D. VANATTA and
10 JANE DOE VANATTA, his wife;
11 TODD S. BELITZ and JANE DOE
12 BELITZ, his wife; MATTHEW
MILHOLLAND and JANE DOE
MILHOLLAND, his wife; JOHN DOES
I-X and JANE DOES I-X,

13 Defendant(s).
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15 **ORDER**
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17 IT IS HEREBY ORDERED that the following procedures shall apply to
18 the personnel and training records pertaining to correctional officers and deputies
19 as named Defendants in the above-referenced matter. Spokane County has
20 designated these records as confidential subject to the following provisions:
21

22 1. The personnel records and training records of correctional officers
23 and deputies as named Defendants (herein “Records”) shall be produced and
24 used solely for the purposes of this litigation and shall not be disclosed, except
25 pursuant to court order, to anyone except:
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- 1 a. The parties' attorneys and their employees;
- 2 b. Consultants and experts retained by any party for the
- 3 purposes of assisting in the preparation or presentation of claims or defenses;
- 4 c. Any other person with prior written consent of the party
- 5 producing the documents.

6
7 2. All of the foregoing persons, other than the parties' attorneys and
8 their employees, shall be shown a copy of this order and shall sign it or otherwise
9 signify in writing prior to being shown confidential documents that the person
10 has read the order and consents to be bound by its terms. Attached hereto as
11 Exhibit A is a sample copy of a consent form.

12
13 3. Upon completion of this litigation, all copies of the Records or
14 documents or testimony with references thereto shall, at Spokane County's
15 option, be destroyed or returned to Spokane County's counsel. This is to include
16 all copies reproduced by any party, agent, employee or expert of Plaintiffs and
17 Co-Defendants.

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19 4. No documents or information from the Records shall be used for
20 any purpose unrelated to the conduct of this litigation.

21
22 5. Nothing contained herein shall be construed to prejudice or limit
23 any party's right to use the Records in taking of depositions or at trial to the

1 extent permitted, if at all, under the Federal Rules of Evidence and Civil
2 Procedure.
3

4 6. Nothing in this order shall prevent any party hereto from seeking
5 modification of this order or from objecting to discovery which it believes to be
6 otherwise improper.
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8 7. Violation of the terms of this Order, by any of the signators to this
9 agreement, their employees, agents or experts may be subject the violator to
10 terms (monetary and/or injunctive) as well as attorney's fees and costs incurred
11 in enforcing this Order and as the Court deems appropriate. DONE **IN**
12

13 ~~OPEN COURT~~ this 1st day of ~~January~~, 2008.
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15 16
17 s/ Fred Van Sickle
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19 **JUDGE FRED VAN SICKLE**
20

21 Dated: 1/25/08
22

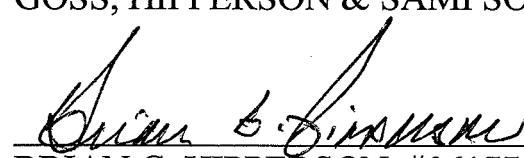
23 EVANS, CRAVEN & LACKIE, P.S.
24



25 HUGH T. LACKIE, #6693
26 HEATHER C. YAKELY, #28848
27 Attorneys for Defendants
28

29 Dated: 1/16/08
30

GOSS, HIPPERNON & SAMPSON


BRIAN G. HIPPERNON, #06177
Attorney for Plaintiffs